UNITED NATIONS

TD

United Nations Conference on Trade and Development

Distr.
GENERAL

TD/B/GSP/USA/20
24 February 1995

Original: ENGLISH

TRADE AND DEVELOPMENT BOARD

GENERALIZED SYSTEM OF PREFERENCES

Scheme of the United States of America

Amendment

The UNCTAD secretariat has been informed by the Office of the United States Trade Representative that, in the context of the generalized system of preferences, the certificate of origin, Form A, is no longer required in law or in practice. Section 10.173 of the United States Customs' regulations on the GSP has been amended accordingly by a notice in the Federal Register dated 17 May 1994 and now reads as follows:

"Section 10.173 Evidence of country of origin.

"(a) *Shipments covered by a formal entry.*

"(1) *Merchandise not wholly the growth, product, or manufacture of a beneficiary developing country.*

"(i) *Declaration.* In a case involving merchandise covered by a formal entry which is not wholly the growth, product, or manufacture of a single beneficiary developing country, the exporter of the merchandise or other appropriate party having knowledge of the relevant facts shall be prepared to submit directly to the district director, upon request, a declaration setting forth all pertinent detailed information concerning the production or manufacture of the merchandise. When requested by the district director, the declaration shall be prepared in substantially the following form:

GE.95-50584

"GSP DECLARATION

"I. _____ (name), hereby declare that the articles described below were produced or manufactured in _____ (country) by means of processing operations performed in that country as set forth below and were also subjected to processing operations in the other country or countries which are members of the same association of countries as set forth below and incorporate materials produced in the country named above or in any other country or countries which are members of the same association of countries as set forth below:

Number and date of invoices	Description of articles and quantity	Processing operations performed on articles		Materials produced in a beneficiary developing country or members of the same association	
		Description of processing operations and country of processing	Direct costs of processing operations	Description of material, production process, and country of production	Cost or value of material

Date: .....

Address: .....

Signature: .....

Title: .....

"(ii) *Retention of records and submission of declaration*. The information necessary for preparation of the declaration shall be retained in the files of the party responsible for its preparation and submission for a period of 5 years. In the event that the district director requests submission of the declaration during the 5-year period, it shall be submitted by the appropriate party directly to the district director within 60 days of the date of the request or such additional period as the district director may allow for good cause shown. Failure to submit the declaration in a timely fashion will result in a denial of duty-free treatment.

"(2) *Merchandise wholly the growth, product, or manufacture of a beneficiary developing country*. In a case involving merchandise covered by a formal entry which is wholly the growth, product, or manufacture of a single beneficiary developing country, a statement to that effect shall be included on the commercial invoice provided to Customs.

"(b) *Shipments covered by an informal entry*. Although the filing of the declaration provided for in paragraph (a)(1)(i) of this section will not be required for a shipment covered by an informal entry, the district director may require such other evidence of country of origin as deemed necessary.

"(c) *Verification of documentation*. Any evidence of country of origin submitted under this section shall be subject to such verification as the district director deems necessary. In the event that the district director is prevented from obtaining the necessary verifications, the district director may treat the entry as dutiable."